

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Randolph Berry,

Civil No. 05-1146 (RHK/JSM)

Plaintiff,

**ORDER OF DISMISSAL
WITH PREJUDICE**

vs.

Belgrade Property Services, Inc.,

Defendant.

The parties in this action have stipulated, through their respective counsel, that the above-captioned action may be dismissed with prejudice and without costs to any party. The Stipulation of Dismissal is filed as Document Number 11.

IT IS HEREBY ORDERED:

1. Plaintiff's claims against Defendant are **DISMISSED WITH PREJUDICE** and without costs to either party; and
2. There being no just reason for delay, the Clerk of Court is directed to enter a judgment of dismissal with prejudice in favor of Defendant and against Plaintiff.

LET JUDGMENT BE ENTERED FORTHWITH.

Dated: January 18, 2006

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge